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November 7, 2003

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TO: Examiner Davis (TC1600)

GROUP: 1642

FAX NUMBER: 703-872-9307

ATTORNEY DOCKET NO.: DEX-0199

SERIAL NO.: 09/817,318

FILED: March 26, 2001

NUMBER OF PAGES:

MESSAGE: Attached please find Amendment Transmittal Letter; Request for Continued Examination (RCE) Transmittal Letter (in duplicate); Petition for Extension of Time (in duplicate) and Preliminary Amendment; Authorization to charge deposit account a total of \$880.00 (\$110.00 for ext of time and \$770.00 for RCE); and Certificate of Transmission by Facsimile.

Kathleen A. Tyrrell, Registration No. 38,350

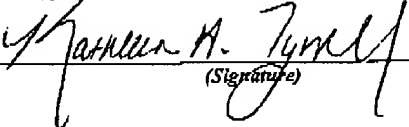
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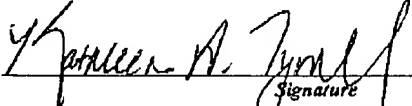
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<b>CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)</b> Applicant(s): Salceda et al.			Docket No. DEX-0199
Serial No. 09/817,318	Filing Date March 26, 2001	Examiner Davis, Minh Tam B	Group Art Unit 1642
Invention: Compositions and Methods of Diagnosing, Monitoring, Staging, Imaging and Treating Mammary Gland Cancer			<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b> NOV 07 2003 <b>OFFICIAL</b>
<p>I hereby certify that this <u>Preliminary Amendment, RCE and Petition for Extension of Time</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9307</u>) on <u>November 7, 2003</u> (Date)</p> <p><u>Kathleen A. Tyrrell</u> (Typed or Printed Name of Person Signing Certificate) <u></u> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>			

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. <b>DEX-0199</b>	
Applicant(s): <b>Salceda et al.</b>					
Serial No. <b>09/817,318</b>	Filing Date <b>March 26, 2001</b>	Examiner <b>Davis, Minh Tam B</b>		Group Art Unit <b>1642</b>	
Invention: <b>Compositions and Methods of Diagnosing, Monitoring, Staging, Imaging and Treating Mammary Gland Cancer</b>					
<u>TO THE COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
<b>TOTAL CLAIMS</b>	5 -	20 =	0 x	\$18.00	\$0.00
<b>INDEP. CLAIMS</b>	1 -	3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>50-1619</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature <b>Kathleen A. Tyrrell, Reg. No. 38,350</b> <b>Licata &amp; Tyrrell P.C.</b> <b>66 East Main Street</b> <b>Marlton, NJ 08053</b> <b>Tel : 856-810-1515</b> <b>Fax: 856-810-1454</b>			Dated: <b>November 7, 2003</b>		
CC:			I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.		
			Signature of Person Mailing Correspondence		
			Typed or Printed Name of Person Mailing Correspondence		

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: DEX-0199  
Inventors: Salceda et al.  
Serial No.: 09/817,318  
Filing Date: March 26, 2001  
Examiner: Davis, Minh Tam B  
Group Art Unit: 1642  
Title: Compositions and Methods of Diagnosing,  
Monitoring, Staging, Imaging and  
Treating Mammary Gland Cancer

## Certificate of Facsimile Transmission

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On November 7, 2003

  
Kathleen A. Tyrrell, Registration No. 38,350

Mail Stop  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Preliminary Amendment

This is a reply to the Advisory Action mailed November 5, 2003. A Notice of Appeal was filed in the above-referenced case on August 11, 2003. In lieu of an Appeal Brief, Applicants are filing herewith this Preliminary Amendment, a Request for Continued Examination and a Petition for a one (1) month extension of time and the requisite fees. Please enter the

Attorney Docket No.: DEX-0199  
Inventors: Salceda et al.  
Serial No.: 09/817,318  
Filing Date: March 26, 2001  
Page 2

following amendments and remarks into the record.

**Amendments to the claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 5.